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PATENT
Docket No.: 350292001100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Masanori AYABE et al.

Appl. No.: 10/018,293

Filing Date: December 18, 2001

Title: METHOD OF GENERATING VIRUS-FREE PLANTS

Group Art Unit: 1661

Examiner: Wendy C. Haas

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.97 and 1.98, Applicants submit for consideration in this application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

The documents listed on the Form PTO-1449 were cited in a Japanese Office Action mailed on August 31, 2004 issued in a counterpart foreign application, and in a Supplemental European Search Report mailed on October 7, 2004 (copy attached) directed to counterpart foreign applications.

This Supplemental Information Disclosure Statement is being submitted after the mailing of a final Office Action, but before the payment of the issue fee. A Certification under 37 CFR 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

Serial No. 10/018,293
Docket No. 350292001100

I hereby certify that each item of information was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

Applicants would like to advise the Examiner that the Ayabe reference cited in the Japanese Office Action was previously cited by the Examiner in an Office Action mailed August 20, 2003, and therefore is not being submitted herewith.

The information contained in this Supplemental Information Disclosure Statement under 37 CFR 1.97 and 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952**, referencing 350292001100.

Respectfully submitted,
MORRISON & FOERSTER LLP

Dated: November 22, 2004

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Application No. (if known): 10/018,293

Attorney Docket No.: 350292001100

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Note: The following papers are submitted:

Information Disclosure Statement (2 pages)
PTO Form SB/08 listing 7 references (1 page)

Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION <i>(Use several sheets if necessary)</i>	Docket Number: 350292001100		Application Number: 10/018,293
	Applicant Masanori AYABE et al.		
	Filing Date: December 18, 2001	Group Art Unit: 1661	
	Mailing Date: November 22, 2004		

U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate

FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
	1.	4/12/94	6-98650	Japan			abstract
	2.	11/1/94	6-304000 A	Japan			

OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref No.	Title
	3.	Japanese Office Action mailed August 31, 2004
	4.	Ayabe, M. et al., "Establishment of a Novel Tissue Culture Method, Stem-disc Culture, and Its Practical Application to Micropropagation of Garlic (Allium sativum L)," Plant Cell Reports, Vol. 17, No. 10, July 1998, pp. 773-779
	5.	Fletcher, P.J. et al., "In Vitro Elimination of Onion Yellow Dwarf and Shallot Latent Viruses in Shallots (Allium Cepa var. Ascalonicum L)," New Zealand Journal of Crop and Horticultural Sciences, Vol. 26, 1998, pp 23-26
	6.	Database WPI, Section Ch, Week 199503, Derwent Publications Ltd., London, GB, Class C07, AN 1995-018290, XP002297100, 7 JP 06 304000 A (Smitomo Chem Co., Ltd.), November 1, 1994
	7.	Ayabe, M. et al., "A Novel and Efficient Tissue Culture Method – "Stem-disc Dome Culture" for Producing Virus-free Garlic (Allium Sativum L)," Plant Cell Reports, Vol. 20, No. 6, September 2001, pp. 503-507

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.